

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF DELAWARE

UNITED STATES OF AMERICA :

Plaintiff, :

v. :

VIOLATION NOTICE NO.

R3170827

Phillip W. Pennington, Jr. :

Defendant. :

06-135M-MPT

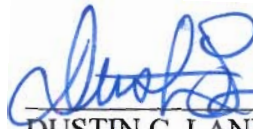
MOTION AND ORDER TO DISMISS

NOW COMES the United States of America, by its attorney, Colm F. Connolly, United States Attorney for the District of Delaware, and moves for the dismissal of the charges, with prejudice, in the above captioned case for Phillip W. Pennington, JR.

COLM F. CONNOLLY

United States Attorney

BY:



DUSTIN C. LANE, Captain, USAF
Special Assistant United States Attorney

DATE: January 31, 2007

IT IS SO ORDERED this 31ST day of JANUARY 2007.



HONORABLE MARY PAT THYNGE
United States Magistrate Judge